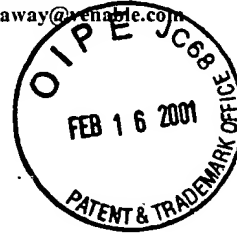


Writer's Direct Number:

202-216-8009

kghaddaway@enable.com

February 16, 2001



Assistant Commissioner for Patents  
Washington, D.C. 20231

Attorney Docket: 29925-152086

Attention: PCT-DO/EO/US

Re: TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING FILING UNDER 35 U.S.C. 371  
International Application PCT/US99/18738 filed 18 August 1999  
Priority Claimed: United States 09/135,942 – filed 18 August 1998

Inventor: **Christopher MEARS**  
200 West 81<sup>st</sup> Street, Apt. 32, New York, NY 10024

Inventor: **Richard GRAY**  
150 Central Park South, Suite 3210, New York, NY 10019

Inventor: **Lawrence T. LEVINE**  
3 Austin Drive, Easton, CT 06612

Inventor: **Harvey LEVINE**  
255 Woodside Circle, Fairfield, CT 06432

Title: **APPLICATOR AND DISPENSING DEVICE USING SAME**

Sir:

Submitted herewith, as the first submission, are the following for the purposes of entering the national stage for the USA under 35 U.S.C. 371(c), **immediate national examination under 35 U.S.C. 371(f) being requested.** Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. X This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. X This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in

35 U.S.C. 371(b) and PCT Articles 22 and 39(l).

3. X A proper Demand for International Preliminary Examination was made by the 19<sup>th</sup> month from the earliest claimed priority date.
4. X A copy of the International Application as filed is not required, as the application was filed in the United States Receiving Office (RO/US).
5. X An oath or declaration of the inventor(s) referencing the International application 35 U.S.C. 371(c)(4)).
6. X An assignment document for recording has already been recorded on September 18, 1998 at Reel 9465 Frame 0947 from inventors Christopher Mears and Richard Gray. An Assignment document from inventors Lawrence T. Levine and Harvey Levine, a copy of which is attached, has been filed but has not yet been recorded.
7. X A FIRST Preliminary Amendment.
8. X Check in the amount of \$345.00 is attached for the BASIC NATIONAL FEE (37 CFR 1.492)(A)(1)-(5)):

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)

.....\$345.00

Total Claims = 30 - 20; Extra claims = 10 x 9 = 90.00

(Claims 1-11 and 42-44 having been cancelled).

Independent claims = 3 - 3; Extra claims = 0

**TOTAL OF ABOVE CALCULATIONS**

**\$435.00**

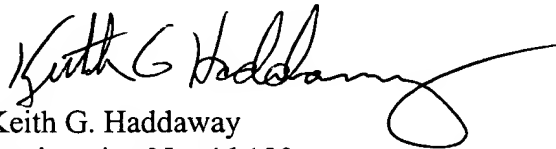
9. X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 22-0261.

**TOTAL FEE ENCLOSED: \$435.00**

Should no remittance be attached, or should a greater or lesser fee be required, please charge or credit our Account No. 22-0261.

A courtesy copy of the application as published and the annex to the International Preliminary Examination Report (13 pages) containing amended pages to the specification and claims is submitted herewith. This copy is not intended to alter or further amend the application in any way.

Respectfully submitted,



Keith G. Haddaway  
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(202) 962-4800

Date: February 16, 2001

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